

FIRST REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 301

92ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRAY.

Read 1st time January 21, 2003, and 1,000 copies ordered printed.

Read 2nd time January 27, 2003, and referred to the Committee on Economic Development, Tourism and Local Government.

Reported from the Committee February 17, 2003, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up February 26, 2003. Read 3rd time and placed upon its final passage; bill passed.

1062S.01P

TERRY L. SPIELER, Secretary.

## AN ACT

To repeal section 249.422, RSMo, and to enact in lieu thereof one new section relating to fees imposed to repair lateral sewer service lines.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 249.422, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 249.422, to read as follows:

249.422. 1. If approved by a majority of the voters voting on the proposal, any city, town, village or county on behalf of the unincorporated area, located either within the boundaries of a sewer district established pursuant to article VI, section 30(a) of the Missouri Constitution or within any county of the first classification having a charter form of government with a population of more than two hundred ten thousand inhabitants but less than three hundred thousand inhabitants, may by city, town, village or county ordinance levy and impose annually for the repair of lateral sewer service lines on residential property having six or less dwelling units a fee not to exceed **[twenty-eight] fifty** dollars per year.

2. The question shall be submitted in substantially the following form:

Shall a maximum charge of **[seven] fifty** dollars be assessed **[quarterly] annually** on all residential property having six or less dwelling units to provide funds to pay the cost of certain repairs of defective lateral sewer service lines of those dwelling units?

YES

NO

3. If a majority of the voters voting thereon approve the proposal provided for in

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

subsection 2 of this section, the governing body of the city, town, village or county may enact an ordinance for the collection and administration of such fee in order to protect the public health, welfare, peace and safety. The funds collected pursuant to such ordinance shall be deposited in a special account to be used solely for the purpose of paying for all or a portion of the costs reasonably associated with and necessary to administer and carry out the defective lateral sewer service line repairs. All interest generated on deposited funds shall be accrued to the special account established for the repair of lateral sewer service lines.

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